

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

COLLEGIUM FUND LLC SERIES #31, a
Nevada limited liability company,

Plaintiff,

vs.

NEWREZ LLC F/K/A NEW PENN
FINANCIAL, LLC, D/B/A SHELLPOINT
MORTGAGE SERVICING; QUALITY LOAN
SERVICE CORPORATION; DOE individuals I
through XX; and ROE CORPORATIONS I
through XX,

Defendants.

Case No.: 2:22-cv-00678-RFB-BNW

**ORDER DIRECTING ENTRY OF
JUDGMENT IN CIVIL CASE**

The Court granted the motion to dismiss [ECF No. 23] filed by NewRez LLC f/k/a New Penn Financial, LLC, d/b/a Shellpoint Mortgage Servicing (**Shellpoint**) on January 20, 2023 [ECF No. 45]. Collegium Fund LLC Series #31 failed to amend its complaint to seek damages for any alleged violations of NRS 107.200 *et seq.* within thirty days as ordered by the Court. Accordingly,

1 **IT IS HEREBY ORDERED** that judgment be entered in favor of Newrez LLC f/k/a New
2 Penn Financial, LLC, d/b/a and against Collegium Fund LLC Series #31 on all claims as follows:
3 It is hereby declared that NRS 106.240 did not terminate the deed of trust recorded against the
4 property located at 2220 Mediterranean Sea Avenue, North Las Vegas, Nevada, as instrument
5 number 20100329-0000114. Collegium Fund LLC Series #31 failed to plausibly allege a wrongful-
6 foreclosure claim premised on a violation of NRS § 107.200 *et seq.*, and it has also failed to timely
7 assert a well-pled claim under NRS 107.200 *et seq.*, thereby abandoning any claim seeking damages
8 for the violation of NRS 107.200 *et seq.* alleged in this case.

9 **IT IS FURTHER ORDERED** this case be **DISMISSED WITH PREJUDICE**.

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UNITED STATES DISTRICT JUDGE

DATED: August 30, 2023